



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Michael Lebner

Application No.: 10/626,783

Filed: July 24, 2003

Examiner: Sara K. Webb

Art Unit: 3731

Title: DEVICE FOR LACERATION OR INCISION CLOSURE

CERTIFICATE OF MAILING

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11/1/2006

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is submitted:

☐ under 37 CFR 1.97(b), or

(Filed within three months of filing national application; within three months of date of entry of national stage of international application; or before mailing date of first office action on the merits; whichever occurs last)

☒ under 37 CFR 1.97(c) together with either:

☐ a Certification under 37 CFR 1.97(e), or

☒ a \$180.00 fee set forth in 37 CFR 1.17(p), or

(Filed after the CFR 1.97(b) time period, but before final action or notice of allowance)

The undersigned hereby certifies that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement.

11/08/2006 RNEBRAHT 00000029 500282 10626783

01 FC:1806 180.00 DA

- ☐ under 37 CFR 1.97(d) together with:
 - ☐ a Certification under 37 CFR 1.97(e), and
 - ☐ a fee set forth in 37 CFR 1.17(p).

(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Method of Fee Payment:

- ☒ Enclosed is a check in the amount of \$180.00.
- ☐ Please charge Deposit Account 500282 in the amount of \$_____.
- ☐ Two duplicate copies of this Statement are enclosed.
- ☒ Please charge any deficiency in fees and credit any overpayment to Deposit Account 500282.

Enclosed herewith is form PTO-1449:

- ☐ Copies of the cited references are enclosed.
- ☒ Copies of cited references are enclosed except those of record in prior applications, U.S. Serial Nos. , and references that are not required to be submitted under Rule 98.

Concise Explanation Requirements:

- ☐ The "concise explanation" requirement under C.F.R. 1.98(a)(3) is satisfied by:
 - ☐ the explanation provided on the attached sheet.
 - ☐ the explanation provided in the Specification.

It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,



Kevin M. Farrell
Attorney for Applicants
Registration No. 35,505
(603) 433-6300

Portsmouth, NH
Dated: 11/1/02

P0131539.DOC

The PTO did not receive the following
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Total Number of Pages in This Submission

Application Number	10/626,783
Filing Date	July 24, 2003
First Named Inventor	Michael Lebner
Art Unit	3731
Examiner Name	Sara K. Webb
Attorney Docket Number	0156-2007US01

ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): Supplemental IDS; Cited References C1, C2 & C3 and Return Receipt Postcard.
Remarks The Commissioner is hereby authorized to charge any fee deficiencies or credit any overpayments associated with this submission to the PIERCE ATWOOD LLP Deposit Account No. 50-0282.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	PIERCE ATWOOD LLP		
Signature			
Printed name	KEVIN M. FARRELL		
Date	11/2/2006	Reg. No.	35,505

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/626,783
Filing Date	July 24, 2003
First Named Inventor	Michael Lebner
Art Unit	3731
Examiner Name	Sara K. Webb
Attorney Docket Number	0156-2007US01

Sheet

1

of

6

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 5,738,642	04-14-1998	Steven B. Heinecke et al.	
		US- RE24,906	07-26-1859	Simeon Goodfellow	
		US- 3,645,835	02-29-1972	Martin E. Hodgson	
		US- 4,112,213	09-05-1978	Harold Louis Waldman	
		US- 4,310,509	01-12-1982	Claire Berglund et al.	
		US- 4,323,557	04-06-1982	Paul D. Russo et al.	
		US- 5,531,855	07-02-1996	Steven B. Heinecke et al.	
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		US- RE33,353	09-25-1990	Steven B. Heinecke	
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		US- 3,020,186	02-06-1962	L. Lawrence	
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		US- 4,323,557	04-06-1982	Paul D. Russo et al.	
		US- 4,413,621	11-08-1983	Robert W. McCracken	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	B1	WO2005/079674A1	01-09-2005	Jerry John		

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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Examiner Name	Sara K. Webb
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Sheet **2** of **6****U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 4,472,480	09-18-1984	Paul. E. Olson	
		US- 4,328,057	05-04-1982	Bernard S. Gutow	
		US- 4,485,809	12-04-1984	James P. Dellas	
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		US- 4,524,095	06-18-1985	Kal-Heinz Gockel et al.	
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		US- 4,600,001	07-15-1986	Thomas Gilman	
		US- 4,614,183	09-30-1986	Robert W. McCracken	
		US- 4,664,106	05-12-1987	Marvin L. Snedeker	
		US- 4,678,462	07-07-1987	Vincent L. Vaillancourt	
		US- 4,706,662	11-17-1987	Darrell R. Thompson	
		US- 4,737,410	04-12-1988	Steven S. Kantner	
		US- 4,753,232	06-28-1988	William J. Ward	

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		Number-Kind Code ² (if known)			
		US- 4,787,380	11-29-1988	David F. Scott	
		US- 5,088,483	02-18-1992	Steven B. Heinecke	
		US- 5,106,383	04-21-1992	Robert S. Mulder	
		US- 5,160,315	11-03-1992	Steven B. Heinecke	
		US- 5,685,833	11-11-1997	Christina Margaret Turngren	
		US- 5,849,325	12-15-1998	Steven B. Heinecke	
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		US- 6,129,971	10-10-2000	Patricia J.A. Brandt	
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		US- 6,461,467	10-08-2002	Todd A. Blatchford	
		US- 6,548,727	04-15-2003	Mary M. Swenson	
		US- 6,566,575	05-20-2003	Steven B. Stickels	
		US- 6,607,799	08-19-20003	Steven B. Heinecke	

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Substitute for form 1449/PTO <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(Use as many sheets as necessary)</p>		<h3 style="text-align: center;">Complete if Known</h3> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>10/626,783</td> </tr> <tr> <td>Filing Date</td> <td>July 24, 2003</td> </tr> <tr> <td>First Named Inventor</td> <td>Michael Lebner</td> </tr> <tr> <td>Art Unit</td> <td>3731</td> </tr> <tr> <td>Examiner Name</td> <td>Sara K. Webb</td> </tr> <tr> <td>Attorney Docket Number</td> <td>0156-2007US01</td> </tr> </table>		Application Number	10/626,783	Filing Date	July 24, 2003	First Named Inventor	Michael Lebner	Art Unit	3731	Examiner Name	Sara K. Webb	Attorney Docket Number	0156-2007US01
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Sheet	4	of	6												

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		Number-Kind Code ² (if known)			
		US- 5,336,162	08-09-1994	Junzo Ota	
		US- 5,733,570	03-31-1998	Yen-Lane Chen	
		US- 6,822,133	11-23-2004	Michael Lebner	
		US- 6,329,564	12-11-2001	Michael Lebner	
		US- 5,263,970	11-23-1993	Preller	
		US- 6,831,205	12-14-2004	Michael Lebner	
		US- 1,074,413	09-30-13	De Baun et al.	
		US- 1,230,444	06-19-17	Teed	
		US- 2,196,296	05-9-40	Flynn	
		US- 4,423,731	01-3-84	Roomi	
		US- Re. 31,887	May-14-85	Hodgson	
		US- 5,176,703	01-5-93	Peterson	
		US- 5,263,970	11-23-93	Preller	
		US- 5,425,702	06-20-95	Cam et al.	
		US- 5,534,010	07-9-96	Peterson	
		US- 5,779,659	07-14-98	Allen	
		US- 6,329,564	12-11-01	Michael Lebner	
		US- 2005/0182443	08-18-2005	Jerry John	
		US- 2004/0204740	10-14-2004	L. P. Weiser	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

Examiner Signature	Date Considered	
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Sheet **5** of **6****U. S. PATENT DOCUMENTS**

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		Number-Kind Code ² (if known)			
		US- 6,495,230	12-17-2002	do Canto	
		US- 4,646,731	03-03-1987	Brower	
		US- 2,762,371	09-11-1956	T. B. Guio	
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		US- 4,926,850	05-22-1990	Lott et al.	
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		US- 5,733,251	03-31-1998	Johns	
		US- 5,979,450	11-09-1999	Baker et al.	
		US- 1,969,188	10-21-1932	Spicer	
		US- 2,818,865	09-08-1953	Jacoby, Jr.	
		US- 4,825,866	05-02-1989	Pierce	
		US- 6,596,917	07-22-2003	Oyaski	
		US- 2004/0106888 A1	06-2004	Lutri et al.	
		US- 6,982,359 B1	01-2006	Beaudry, Wallace J.	
		US- 4,950,282	08-21-1990	Beisang	
		US- 4,825,866	05-02-1989	Pierce	
		US- 4,141,363	02-27-1979	James et al.	
		US- 2005/0182443	08-18-2005	Jonn et al.	
		US- 2004/0243040	07-02-04	Weiser	

FOREIGN PATENT DOCUMENTS

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Complete if Known	
		Application Number	10/626,783
		Filing Date	July 24, 2003
		First Named Inventor	Michael Lebner
		Art Unit	3731
		Examiner Name	Sara K. Webb
Sheet 6	of 6	Attorney Docket Number	0156-2007US01

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	C1	Packaging and instruction sheet for "umbilical hernia plaster" produced by Lohmann GmbH & Co., KG (Postfach 23 43, D-56513 Neuwied, Germany); undated.	
	C2	Stalar: "A more effective way to wound closure," by S. Paris, Abstract, Pub. by 43 Intern'l Sci. and Eng. Fair, Nashville, Tennessee, May 10, 1992, p. 257.	
	C3	Paris, Stacy: "Is there a more effective way to accomplish wound closure than those presently employed?"; author indicates abstract published by South Carolina Junior Academy of Science, February 1991; applicants have not independently verified this publication date.	

Examiner Signature	Date Considered
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